

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 98-00766

COUNSEL: NONE

AUG 19 1998

HEARING DESIRED: NO

Applicant requests that his records be corrected to reflect his name change and award of the Armed Forces Expeditionary Medal. Applicant's submission is at Exhibit A.

In a letter, dated 16 Apr 98, the Records Procedures Branch, AFPC/DPSRP, advised the applicant that his service records showed that he last reenlisted in the Air Force under the name of Albert T. Hickey. As this was the same name under which he was retired, it was not appropriate to change his DD Form 214 or other official documents in his records to show his present name (Exhibit C).

The appropriate Air Force office evaluated applicant's request that his records be corrected to reflect award of the Armed Forces Expeditionary Medal and provided an advisory opinion to the Board recommending the application be denied (Exhibit D). The advisory opinion was forwarded to the applicant for review and response (Exhibit E). As of this date, no response has been received by this office.

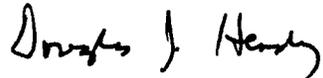
We note the applicant's request that his records be corrected to reflect award of the Air Force Commendation Medal (AFCM), Third Oak Leaf Cluster (3OLC), was corrected administratively. Therefore, no further action is contemplated concerning this request.

Evidence has not been presented which would lead us to believe that the applicant's name was changed at the time or prior to his retirement from active duty. Accordingly, we agree with AFPC/DPSRP's comments regarding the inappropriateness of changing the official documents in his records to show his present name. Accordingly, the applicant's request that his records be corrected to reflect his name change is not favorably considered.

After careful consideration of applicant's request that his records be corrected to reflect award of the Armed Forces Expeditionary Medal, and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action. The facts and opinions stated in the advisory opinion appear to be based on the evidence of record and have not been rebutted by applicant. Absent persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record. Accordingly, the applicant's request is not favorably considered.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Mr. Douglas J. Heady, Mr. Joseph G. Diamond, and Mr. Henry Romo, Jr. considered this application on 11 Aug 98 in accordance with the provisions of Air Force Instruction 36-2603 and the governing statute, 10 U.S.C. 1552.



DOUGLAS J. HEADY  
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. AFPC/DPSRP Ltr
- D. Advisory Opinion
- E. SAF/MIBR Ltr Forwarding Advisory Opinion



DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS AIR FORCE PERSONNEL CENTER  
RANDOLPH AIR FORCE BASE TEXAS

MEMORANDUM FOR AFBCMR

30 March 1998

FROM: HQ AFPC/DPPPRA  
550 C Street West Ste 12  
Randolph AFB TX 78150-4714

SUBJECT: Application for Correction of Military Records (DD Form 149)  
[REDACTED]

1. **REQUESTED ACTION.** Applicant requests his DD Form be changed to reflect **his** name change and addition of the 3<sup>rd</sup> Oak Leaf Cluster to the Air Force Commendation Medal and Armed Forces Expeditionary Medal.
2. **BASIS FOR REQUEST.** Applicant provided copy of judgment changing the applicant's surname from Hickey to Wescoat and a copy of the orders and certificate awarding **him** the 3<sup>rd</sup> Oak Leaf Cluster to the Air Force Commendation Medal. No explanation/documentation was provided regarding the b e d Forces Expeditionary Medal.
3. **FACTS.**
  - a. Applicant served on Active Duty 12 Jul 78-30 Jun 95. Since the judgment to change his surname did not take effect until 29 Mar 96, his request to change his **name** on all his records is considered irrelevant.
  - b. Applicant provided a copy of the orders and certificate awarding him the 3<sup>rd</sup> Oak Leaf Cluster to the Air Force Commendation Medal (his DD Form 214 only reflects 2 oak leaf clusters). His records were forwarded to the appropriate office to have this addition made to his DD Form 214, and is considered resolved administratively.
  - c. We can not verify the applicant's eligibility for the Armed Forces Expeditionary Medal.
    - (1) Applicant's records contained an undated AF Form 104, *Humanitarian Service Medal/Unit Award Verification* [REDACTED] reflected award of the Armed Forces Expeditionary Medal for Operation URGENT FURY for the period 29 Oct 83-30 Nov 83.
    - (2) Applicant's citation for the [basic] Air Force Commendation Medal [REDACTED] states he was deployed at [REDACTED] for the period 24 Oct 83-30 Nov 83.

(3) The Armed Forces Expeditionary Medal was awarded for participation in Operation URGENT WR Y in [REDACTED] during the period 23 Oct 83-21 Nov 83 [REDACTED]

(4) The Armed Forces Expeditionary Medal is awarded for various types of operations [REDACTED] "The area of operations is defined...as the foreign territory on which troops have actually landed or are present and specifically deployed for the direct support of the designated military operation." "Direct support" is defined as services being supplied to the combat forces in the area of operations by ground units, ships, and aircraft provided it involves actually entering the designated area.

(5) Barbados is a separate island from [REDACTED] [REDACTED] is not considered the "area of operations." It may be this reason that the Armed Forces Expeditionary Medal was never entered on the applicant's DD Form 214.

4. DISCUSSION. Although the applicant's records contain an AF Form 104 authorizing him the Armed Forces Expeditionary Medal for participating in Operation URGENT FURY, a personnel clerk may have reviewed the criteria prior to completing the DD Form 214 and determined that the applicant was not eligible for this award and, therefore, did not include it on the DD Form 214. Since the applicant was not of [REDACTED] (area of operations), he is not eligible for the Armed Forces Expeditionary Medal.

5. RECOMMENDATION.

a. We recommend disapproval of the applicant's request to add the Armed Forces Expeditionary Medal to his DD Form 214.

FOR THE COMMANDER



GEORGIA A. WISE, DAFC

Recognition Programs Branch

Promotions, Eval & Recognition Div



DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS AIR FORCE PERSONNEL CENTER  
RANDOLPH AIR FORCE BASE TEXAS

16 APR 1998

HQ AFPC/DPSRP  
550 C Street W, Ste 19  
Randolph AFB TX 78150-4721

[REDACTED]

Dear Sergeant [REDACTED]

We're responding to that portion of your Application for Correction of Military Record, DD Form 149, dated 27 February 1998, pertaining to your change of name.

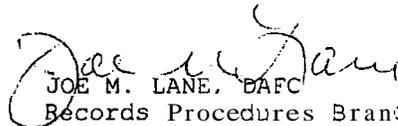
Your service record shows that you last reenlisted in the Air Force under the name of [REDACTED]. As this was the same name under which you were retired, it's not appropriate to change your DD Form 214 or other official documents in your record to show your present name.

We took action in July 1996 to change your name from [REDACTED] to [REDACTED]. This was documented on AF Form 281 dated 2 July 1996 and copies were provided to you. Our letter dated 15 July 1996 [REDACTED] to you erroneously stated that the AF Form 281 corrected your name on all documents in your Master Personnel Record; the change updated only our personnel data system and the Defense Finance & Accounting Service's retiree pay file.

This *is* not a denial of *your* request. If you believe an error or injustice still exists in your records, please resubmit your application, with complete justification, to SAF/MIBR, 550 C Street W, Ste 40, Randolph AFB, Texas 78150.

We hope this information *is* helpful and we are pleased to be of assistance.

Sincerely

  
JOE M. LANE, DAFC  
Records Procedures Branch  
Directorate of Customer Assistance

9800766